

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sweeney, Patrick J.

Title: VERTEBRAL PROSTHESIS

Appl. No.: 10/686,998

Filing Date: 10/16/2003

Examiner: Miller, Cheryl L.

Art Unit: 3738

Conf. No.: 7428

AMENDMENT TRANSMITTAL

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	22	-	70	= 0 x \$52.00	= \$0.00
Independent Claims:	5	-	8	= 0 x \$220.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$390.00	= \$0.00
				CLAIMS FEE TOTAL	= \$0.00

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[]	Extension for response filed within the first month:	\$130.00	\$0.00
[]	Extension for response filed within the second month:	\$490.00	\$0.00
[]	Extension for response filed within the third month:	\$1,110.00	\$0.00
[]	Extension for response filed within the fourth month:	\$1,730.00	\$0.00
[]	Extension for response filed within the fifth month:	\$2,350.00	\$0.00
		EXTENSION FEE TOTAL:	\$0.00
[]	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$140.00	\$0.00
		CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:	\$0.00
[X]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
		Extension Fees Previously Paid:	\$0.00
		TOTAL FEE:	\$0.00

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date February 1, 2010

By /James D. Borchardt/

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James D. Borchardt
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